UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

April 26, 1994
#A-116

No. 94-5168

FREEHOLD COGENERATION ASSOCIATES, L.P.,
Appellant
v.
BOARD OF REGULATORY COMMISSIONERS OF THE STATE OF NEW JERSEY;
JERSEY CENTRAL POWER AND LIGHT COMPANY
(DNJ (Trenton) D.C. Civil No. 94-375 (MLP))

Present: BECKER and NYGAARD, Circuit Judges.

1. Motion by Appellant requesting the Court to ask the Federal Energy Regulatory Commission to submit a brief as an amicus curiae.

2. Motion by Appellee Board of Regulatory Commissioners of the State of New Jersey for acceptance of late response.

/s/
Mary Arnold 597-5019
Deputy Clerk

ORDER

The foregoing motions are granted. The Federal Energy Regulatory Commission is requested to submit a brief amicus curiae on the jurisdictional issues facing this Court by July 1, 1994. The Appellees' brief shall be filed within thirty (30) days of the filing of the amicus curiae brief; Appellant's reply brief shall be filed within fourteen (14) days of the filing of Appellees' brief. The Commission is invited to address any of the other issues raised by this appeal that it desires to. The parties shall supply Commission counsel with the relevant papers.

By the Court,

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Circuit Judge

Dated: May 6, 1994